

**OFFICIAL MINUTES OF THE
WEBB COUNTY COMMISSIONERS COURT
MEETING OF JULY 22, 2002
LAREDO, TEXAS**

Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 9:00 a.m. at the regular meeting place with the following members present to wit:

**Mercurio Martinez, Jr.
Jerry Vasquez
Judith Gutierrez
Felix Velasquez
Miguel Urdiales**

**County Judge
Commissioner Prct. #1
Commissioner Prct. #2
Commissioner Prct. #3
Commissioner Prct. #4**

Thus constituting a quorum, the Commissioners Court proceeded to act upon the agenda as posted in the notice of July 18, 2002. Present also were Selina G. Reyes, Deputy County Clerk, representing Mr. Henry Flores, Ex-Officio Clerk of the Commissioners Court, various officers and others interested in the business of the court.

01-07-223

1. Call to Order – Judge Martinez

Invocation – Commissioner Gutierrez

Pledge of Allegiance – Said by all

02-07-224

2. Approval of Minutes –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Velasquez with all voting “Aye”, in favor to accept the minutes as presented.

02-07-225

3. Communications –

Texas Department of Transportation Re: Notification of Public Hearing for Webb County International Bridge No. 5 Project.

City of Laredo EMS/Fire calls to Webb County for the month of June 2002.

Memorandum from Mr. Jesus E. Cantu, Veteran’s Service Officer regarding Patriot Day.

Notification of grant award from Office of Rural Community Affairs in the amount of \$ 300,000 for first time water-sewer service for low and moderate income Persons in the Tanquesitos I and Old Milwaukee areas to facilities financed through the Texas Water Development Board’s Economically Distressed Areas Program.

Letter from Mr. Homero Ramirez, County Attorney regarding the EEOC claim filed by Mr. Jose E. Gonzalez, Jr.

02-07-226

4. Bills, Payroll and Monthly Reports –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Vasquez with all voting “Aye”, in favor to approve all reports as submitted.

02-07-228

6. – a. District Attorney –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Vasquez with all voting “Aye”, in favor to approve the following line-item transfer:

From: acct# 001-1100-6204 (fuel and lube) \$ 1,000.00
6403 (repair/maint.veh.) \$ 1,000.00

\$ 2,000.00 Total

To: acct.# 001-1100-6007 (dues/membership) \$ 2,000.00

6. – b. Public Defender –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Vasquez with all voting “Aye”, in favor to approve the following line-item transfer:

From: acct.# 001-1102-6005 (postage) \$ 500.00
6028 (witness expense) \$ 850.00
6011 (training/ed.) \$ 400.00
6007 (dues/membership) \$ 700.00

Total \$ 2,450.00

To: acct.# 001-1102-6205 (material/supplies) \$ 1,600.00
6022 (prof.serv.) \$ 800.00
6402 (repairs/maint.) \$ 50.00

Total \$ 2,450.00

6. – c. Tabled Item -

A motion was made by Commissioner Vasquez and Commissioner Gutierrez with all voting “Aye”, in favor to table this item:

Action authorizing Webb County to advertise for “Request for Proposals” for the design of the proposed county morgue (Funding from Bond Series 2002, Acct. # 627-8101-8002).

6. – d. Head Start –

A motion was made by Commissioner Vasquez and seconded by Commissioner Gutierrez with all voting “Aye”, in favor to fill the following slots:

AA Teachers	CDA Teacher Assistants	Substitutes
Slot # 1833,1010 and 1948 @ \$ 855.86 Bi-Weekly	Slot # 1035 and 1598 @ \$ 586.99 Bi-weekly	Slot # 1695 and 1703 @ \$ 6.76 hour for 3 hrs. (15 hrs.)

6. – e. Tax Assessor-Collector –

1. & 2.

A motion was made by Commissioner Gutierrez and seconded by Commissioner Vasquez with all voting “Aye”, in favor to assess fees for Motor Vehicle Record inquires at \$ 10.00 for Title and Registration verification record search and \$ 15.00 for Certified Title and registration verification record search.

A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to approve a refund as follows:

First Nationwide Mortgage Corp.
Reason: Paid in error
Total Refund: \$ 905.01

6. – f. Parking Facility Committee –

1. – 3.

A motion was made by Commissioner Gutierrez and seconded by Commissioner Velasquez with all voting “Aye”, in favor to name Judge Manuel Flores and Commissioner Velasquez to a committee to come up with recommendations for the parking facilities at the County Courthouse, Justice Center and the new Administration Building.

The court discussed the designation of Security Personnel to the New Administration Building. Mr. Homero Ramirez, County Attorney provided the court with an opinion.

A motion was made by Commissioner Vasquez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to table this item:

Action regarding setting a date to evaluate department directors under the Commissioners Court.

6. – g. Deferred Item –

1. – 2.

A motion was made by Commissioner Urdiales and seconded by Commissioner Vasquez with all voting “Aye”, in favor to defer this item:

Approve the appointment of presiding and alternate judges for each election precinct pursuant to Chapter 32, Texas Election Code for a two-year period beginning August 1, 2002 through July 31, 2004.

6. – h. Risk Management –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Velasquez with all voting “Aye”, to approve line-item transfer:

From: Acct. 816-0105-6701 (health program) \$ 1,000.00

To: Acct. 816-0105-6701 (health fair month) \$ 1,000.00

6. – i. Law Enforcement Center –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Velasquez with all voting “Aye”, in favor to approve the U.S. Department of Justice Local Enforcement Block Grant in the amount of \$ 95,234.00 with a county cash match of \$ 10,582.00. Grant total is \$ 105,816.00 and authorization for the County Judge to execute all relevant documents (grant funds will be used to procure equipment and other materials related to basic law enforcement functions).

6. – j. Constable Pct. 4 –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to approve the following line item –

From: acct. 001-2505-6997 (dues/sub.)	\$ 485.00	
6005 (postage)	\$ 15.00	
		Total \$ 500.00

To: acct 001-2505-6202 \$ 500.00

02-07-229

7. – a. Planning Department –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to issue “Certifications regarding compliance with plat requirements and the connections of utilities” to authorize the utility connections to the following properties:

Connections qualifying under Section 232.028 (a) and (b)

- Lot 4, Block 48, Mirando City Subdivision
(water/electricity/sewer – one dwelling)

Connections qualifying under section 232.029 (i)

- Tract 11, Las Lomas I Subdivision (electricity – one dwelling)
- Tract 15, Ranchitos Los Fresnos subdivision (electricity – one dwelling)
- Lot 8, Block 2, Los Altos Phase I Subdivision (electricity – one dwelling)

02-07-230

8. – a. Webb County CAA –

A motion was made by Commissioner Vasquez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to fill slot # 1849 (Social Service Clerk – part time) at \$ 7.50 an hour effective 7-22-02 (funding source – Community Services Block Grant – no impact on the General Fund).

8. – b., c., d. CAA -

A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to modify and fill the following slots:
(Funding source – Community Service Block Grant – No impact on General Fund)

From:	To:
Slot# 1850 Social Service Clerk – Part-time @ \$ 6.50 an hour	Social Service Clerk – Full time @ \$ 7.50 an hour
Slot# 1847 Driver/Custodian – Full Time temp. @ \$ 7.50 an hour	Driver/Custodian – full time permanent @ \$ 8.25 an hour
Slot# 1849 Driver/Custodian – full Time temporary @ \$ 7.50 an hour	Driver/Custodian – full time, permanent @ \$ 8.25 an hour
Slot# 1221 Kitchen Helper/Driver – part-time	Kitchen Helper/Driver – full time @ \$ 6.50 an hour

Create a Slot for part-time Driver/Custodian @ \$ 7.00 an hour effective 7/22/02
(Funding source – El Aguila Transportation Program – no impact on the General Fund).

Fill Slot #1137 (driver-Fulltime) @ \$ 8.57 an hour effective July 22, 2002
(Funding source – El Aguila Transportation Program – no impact the General Fund).

02-07-231

9. – a. Purchasing Department –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Velasquez with all voting “Aye”, in favor to accept the recommendation of the Purchasing Department to award the following bids:

Bid # 2002-56 “Educational Materials and Supplies for Head Start Expansion “
to Capstone, Childcraft, Cook’s, Executive, Kaplan, Lakeshore and Reynolds –
refer to items on file at the County Clerk’s.

9. – b. Deferred Item –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to defer this item:

Action to lease purchase (13) thirteen copiers F 13cpm and (5) five copiers 21cpm from Ikon Office Solutions for 36 months at \$ 880.00 a month for the Head Start Program (acct. #903-4208-6014).

9. – c. Solicit Bids / Computers –

A motion was made by Commissioner Vasquez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to solicit bids for 34 computers systems with Intel Products for the Head Start Program (Acct. # 903-4200-6098).

02-07-232

10. – a. County Attorney / Agreement –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to enter into a five year Agreement (June 1, 2002 through May 1, 2008) IBM Maintenance Agreement with Texas Logic, Inc., for 15 network stations located in the Tax Assessor Collector’s Department. Total cost is \$ 1, 563.64 and authorize the County Judge to execute all relevant documents.

10. – b. Texas Water Development Board / Contract Amendment –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Vasquez with all voting “Aye”, in favor to enter into a Contract Amendment # 1 with the Texas Water Development Board (TWDB Contract # 1001-483-441) Facility Engineering Plan for the Economically Distressed Area known as the Highway 59 Colonias) by extending the facility plan task category as follows:

<u>Category</u>	<u>Form</u>	<u>To</u>
Commerce Category A Task	October 1, 2002	May 1, 2003
Complete Category A Task and submit “A” Report	November 1, 2001	June 15, 2002
Complete Category B Task and submit Category “B”	December 1, 2202	July 27, 2002

Report

Complete Category C Tasks and submit Category "C" report	March 1, 2002	November 17, 2002
Complete Category "D" Tasks and submit Final Facility Plan	June 1, 2002	January 26, 2003
Submit Final Facility Plan and Incorporating TWDB staff comments	June 1, 2002	January 26, 2002
EA Verification of completion of Performance	July 1, 2002	March 1, 2002

10. – c. Texas Parks and Wildlife Department / Lease Agreement –

A motion was made by Commissioner Gutierrez and Commissioner Urdiales with all voting "Aye", in favor to enter into a Lease Agreement with the Texas Parks and Wildlife Department for boat storage (3 boats) at the Webb County Road & Bridge facility for a two year period beginning September 1, 2002 at a monthly rental of \$ 100.00 and authorizing the County Judge to execute all relevant documents.

10. – d. Contract / Mr. Steve Landin –

A motion was made by Commissioner Vasquez and seconded by Commissioner Urdiales with all voting "Aye", in favor to enter into a contract with Mr. Steve Landin, to provide specifications and requirements for an emergency response vehicle (ambulance) at a cost not to exceed \$ 8,000.00 and to order an exemption from the Purchasing Act for Professional Services, from July 22, 2002 through December 31, 2002 and authorizing the County Judge to execute all relevant documents.

** Commissioner Velasquez voted against this motion.

10. – e. Lease Renewal and Extension / Texas Building Procurement Commission –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting "Aye", in favor to enter into a Lease Renewal and Extension Agreement with the Texas Building Procurement Commission for the lease of approx. 352 net usable sq. feet of office space for the Texas Department of Housing and Community Affairs, being Rm. 109, at the Webb County Justice Center, from its current termination date of November 14, 2002 to November 14, 2004 (two year extension) at

a rental rate (\$10.00) per year and authorizing the County Judge to execute all relevant documents.

10. – f. Construction Contract / Zertuche Const. –

A motion was made by Commissioner Gutierrez and seconded by Commissioner Vasquez with all voting “Aye”, in favor to enter into a Construction Contract with Zertuche Construction L.L.C. in the amount of (including alternatives and addendums) of \$ 149,000 for the expansion of the Larga Vista Community Center as awarded by the Commissioners Court on July 8, 2002 and authorizing the County Judge to execute all relevant documents.

10. – g. Subordinate Webb County’s Tax Judgment –

A motion was made by Commissioner Vasquez and seconded by Commissioner Gutierrez with all voting “Aye”, in favor to subordinate Webb County’s Tax Judgment lien on Lot 65, nit V, in the Ranchos-Penitas West Subdivision to a Right-Of-Way and Utility easement in favor of Webb County for sewer and water lines, as per the recommendation of Webb County’s Tax Collection attorney, and authorizing the County Judge to execute all relevant documents.

7:18 p.m.

A motion was made by Commissioner Vasquez and seconded by Commissioner Gutierrez with all voting “Aye”, in favor to go into Executive Session for the following items:

10. – h. } Action regarding Civil Action # 501-CV-92; Jose F. Hernandez,
Plaintiff
vs. Juan Garza, in his Official Capacity as Sheriff of Webb County,
Texas, Defendants: In the United States District Court for the Southern
District of Texas, Laredo, Division.

10. – i. } Action regarding the payment of arrearage of Mandel Building.

*****EXECUTIVE SESSION*****

7:30 p.m.

The court returned to regular session and Judge Martinez stated that no action had been taken in Executive Session.

10. – h. – No action – Update

10. – i. – A motion was made by Commissioner Gutierrez and seconded by Commissioner Urdiales with all voting “Aye”, in favor to authorize payment pursuant to the contract and as authorize by State Law.

A motion was made by Commissioner Gutierrez and seconded by Commissioner Vasquez with all voting “Aye”, in favor to adjourn the meeting.